

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 26 2004Returned to applicant for correction MAR 04 2004Corrected application filed APR 01 2004Map filed APR 01 2004

The applicant **Marjorie E. Gregory, Trustee, Gregory Family Trust**, hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit No. 57488**

1. The source of water is **Underground**
2. The amount of water to be changed **0.02 cfs**
3. The water to be used for **Quasi-Municipal**
4. The water heretofore permitted for **Quasi-Municipal**
5. The water is to be diverted at the following point **within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, T.10N., R.22E., M.D.B.&M. or at a point from which the SE corner of Section 12, T.10N., R.22E., M.D.B.&M. bears S 71°14'10" E a distance of 1,427⁷² feet.**
6. The existing permitted point of diversion is located within **the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, T.10N., R.23E., M.D.B.&M. or at a point from which the SW corner of Section 8, T.10N., R.23E., M.D.B.&M. bears S 37°39'47" W a distance of 1,026⁹² feet.**
7. Proposed place of use **within portion of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 12, T.10N., R.22E., M.D.B.&M.**
8. Existing place of use **within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, T.10N., R.23E., M.D.B.&M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled well, distribution system**
12. Estimated cost of works **\$35,000**
13. Estimated time required to construct works **5 years**
14. Estimated time required to complete the application of water to beneficial use **6 years**
15. Remarks:

By **Wyatt J. Owens**
s/Wyatt J. Owens
P.O. Box 44
Smith, NV 89430

Compared cmf/sam dl/sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 57488 is issued subject to the terms and conditions imposed in said Permit 57488 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Any application to change this permit will be subject to additional determination and evaluation with respect to the effects on existing rights and on the resource within this ground water basin.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.02 cubic feet per second, or 7.841 acre-feet per year.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 4, 2006

Proof of completion of work shall be filed on or before:

March 4, 2006

Water must be placed to beneficial use on or before:

February 4, 2007

Proof of the application of water to beneficial use shall be filed on or before:

March 4, 2007

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 4th day of February, A.D. 2005



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____